

**FILED**

**MAY 19 2016**

**SECRETARY, BOARD OF  
OIL, GAS & MINING**

**BEFORE THE BOARD OF OIL, GAS AND MINING  
DEPARTMENT OF NATURAL RESOURCES  
STATE OF UTAH**

IN THE MATTER OF THE REQUEST FOR AGENCY ACTION OF AXIA ENERGY II, LLC FOR AN ORDER MODIFYING THE BOARD'S ORDERS ENTERED IN CAUSE NOS. 131-14, 139-42, 139-90 TO ESTABLISHING SPECIAL 2,560-ACRE (OR SUBSTANTIAL EQUIVALENT) DRILLING UNITS FOR THE PRODUCTION OF OIL, GAS AND ASSOCIATED HYDROCARBONS FROM THE LOWER GREEN RIVER-WASATCH (COLTON) FORMATIONS, COMPRISED OF SECTIONS 27, 28, 33 AND 34, AND SECTIONS 29 THROUGH 32, RESPECTIVELY, TOWNSHIP 2 SOUTH, RANGE 1 WEST, USM, DUCHESNE AND UINTAH COUNTIES, UTAH.

**WITHDRAWAL OF COUNSEL**

Docket No. 2016-011

Cause No. 139-138

Frederick M. MacDonald, Esq., individually and on behalf of the law firm of MacDonald & Miller Mineral Legal Services, PLLC, hereby gives notice of its withdrawal as counsel for Petitioner Axia Energy II, LLC ("Axia") in this Cause due to a claimed conflict of interest arising under Utah Rules of Professional Conduct Rule 1.7. Although the undersigned respectfully disagrees that a conflict exists under such rule, it is in the best interest of Axia to proceed with substitute counsel so as to avoid any delay in the hearing of this Cause. Axia has consented to this withdrawal and has advised the undersigned it has secured substitute competent Utah oil and gas counsel, who should be entering their appearance on Axia's behalf concurrently.

Respectfully submitted this 19th day of May, 2016.

**MACDONALD & MILLER  
MINERAL LEGAL SERVICES, PLLC**

By: 

Frederick M. MacDonald, Esq.

**CERTIFICATE OF SERVICE**

I hereby certify that, on this 19<sup>th</sup> day of May, 2016, I caused a true and correct copy of the foregoing Withdrawal of Counsel, to be sent electronically (where e-mail addresses are indicated) and/or mailed, postage pre-paid, to the following:

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